



Attorney Docket No. PHO 104

3739 \$  
L. Park  
8-9-01  
##6/105

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Eric WACHTER et al.

Serial No.: 09/096,832

Filed: June 12, 1998

Art Unit: 3739

For: Improved Methods and Apparatus  
for Multi-Photon Photo-Activation  
of Therapeutic Agents

I hereby certify that this correspondence  
is being deposited with the United States  
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envelope addressed to:  
Commissioner for Patents, Washington,  
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Brian J. Smiley

Date: 7-24-01

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
Washington, D.C. 20231

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Dear Sir:

Pursuant to 37 C.F.R. §1.97, as revised on February 4, 1992, 1135 OG 23-24, Applicant hereby call the Examiner's attention to documents listed on the attached form, which documents may be material to the examination of this application. A copy of each of the documents is enclosed herewith for the Examiner's consideration.

No inference should be drawn that the attached list sets forth a comprehensive investigation of the prior art, that any or all are pertinent to the invention, or that any apparatus disclosed is equivalent to the subject invention.

The citation of the above-discussed documents is not to be construed as an assertion that more pertinent art could not possibly be in existence. Citation of any document herein is not to be construed as an admission that any subject matter disclosed in the document is necessarily within the inventive field of endeavor, that any disclosure is necessarily prior in time to a particular date which may be relevant to the instant patent application, and/or that any disclosure is otherwise necessarily prior art with respect to the instant invention.


Applicant also respectfully reserves the right to later set forth how the instant invention



is distinguished over the disclosure of any document or other art, including the disclosure of those documents discussed herein, that may be cited by the Examiner in rejecting a claim in the instant patent application.

A check in the amount of \$180 is being submitted herewith. If any further fee is necessary, please charge our Deposit Account No. 50/1039.

Respectfully submitted,



Mark J. Murphy  
Registration No. 34,225

COOK, ALEX, McFARRON, MANZO,  
CUMMINGS & MEHLER, Ltd.  
200 West Adams Street, Suite 2850  
Chicago, Illinois 60606  
(312) 236-8500